

COMMISSION MEETING MINUTES

Indiana Fire Prevention and
Building Safety Commission
Government Center South
302 West Washington Street
Indianapolis, Indiana 46204
Conference Center Room B

April 2, 2013

Pursuant to IC 22-12-2-6, the Indiana Fire Prevention and Building Safety Commission's regular monthly meeting was opened by Chairman Hannum at 9:03 a.m. on April 2, 2013.

(a) Commissioners present at the Commission meeting:

Diana M. H. Brenner
Tom Cloud
David Hannum, Chairman
John Hawkins
Todd Hite, representing the Commissioner, Department of Health
Matt Mitchell
Patrick Richard

Commissioners not present at the Commission meeting:

Ron Brown
Michael Corey
Kevin Goeden, representing the Commissioner, Department of Labor

(b) The following departmental and support staff were present during the meeting:

Legal and Code Services
Mara Snyder, Director, Legal and Code Services
Cecilia Ernstes-Boxell, Code Specialist
Denise Fitzpatrick, Code Specialist
John Haines, Code Specialist
John Hibner, Code Specialist
Beth Sutor, Secretary

(c) James Schmidt, Deputy Attorney General, and Gary Bippus, Administrative Law Judge, were present.

2. Old Business

Chairman Hannum called for any corrections or a motion to approve the minutes of the April 2, 2013, meeting. Commissioner Brenner moved to approve the minutes as distributed, with the second by Commissioner Richard. It was voted upon and carried.

3. Third Party Inspections

T. R. Arnold & Associates
700 E. Beardsley Avenue
P.O. Box 1081
Elkhart, IN 46515

Marc Reynolds, Fire and Building Code Enforcement, presented the application for Third Party Inspections, and recommended approval. Commissioner Hawkins moved to approve, with the second by Commissioner Richard. It was voted upon and carried.

4. Ordinances

Building Ordinance 2012-08
Austin, Indiana

Mara Snyder, Director, presented the ordinance and memo by Shelly Wakefield, recommending approval. Commissioner Mitchell moved to approve, with the second by Commissioner Brenner. It was voted upon and carried.

5. Variances

Tabled Variances

The proponent for variance 13-01-36(b) Lafayette Family YMCA, Lafayette, requested the application be tabled until June. Commissioner Mitchell then moved to table until the June 4, 2013, meeting, with the second by Commissioner Brenner. It was voted upon and carried. Tim Callas, J&T Consulting, represented variance 13-03-43 Fourwinds Resort, Bloomington. He reported that the roof's ballast and rubber membrane had been removed before the new roof had been erected. He also noted that they would be installing 19 heat detectors, and they would be tied to the alarm system. Following discussion, Commissioner Hawkins moved to approve, with the condition that there were to be 19 heat detectors installed in the attic, tied to the alarm system. Commissioner Brenner made the second. It was voted upon and carried. Variances 13-03-46 and 13-04-51, Gurdwara Jot Amrit Parkash, Fishers, were represented by Ed Rensink, RTM Consultants. The proponent explained that they had been working with both the local and state officials on the project. Fisher's officials had requested an automatic alarm system, and

smoke detection was to be added to achieve an automatic system. Don Graber, Fishers Fire Department, stated they were not opposed to the variances, but they would request an inspection and a listing of firewatch personnel. Commissioner Hawkins then moved to approve 13-03-46, with the condition of a 2-hour fire barrier between the existing building and the addition, and a smoke detection system to be provided throughout the building. Commissioner Brenner made the second. It was voted upon and carried. Commissioner Hawkins then moved to approve 13-04-51, with the condition that the local fire officials were to be permitted to inspect the building, and be notified of the identity of firewatch personnel. Commissioner Brenner made the second. It was voted upon and carried. Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent for variance 13-03-47, Indiana State Fairgrounds, Indianapolis. Photos of displays from previous shows and proposed guidelines for future events were provided to the members of the Commission, regulating such things as flame height and permitted appliances. The variance was a request to allow open flames in three events per year; the Home Show, the Boat, Sport and Travel Show, and the Flower and Patio Show. Jesse Overa, Safety Director, also addressed the Commission, explaining how the natural gas was controlled and the piping layout for the events. He noted they would all be within a specific area. Dean Illingworth, Building Code Compliance Officer, also addressed the Commission, stating he and the State Fire Marshal agreed to the guidelines. Following discussion, Commissioner Hawkins moved to approve, with the condition that the variance applied only to the Home Show, Boat, Sport and Travel Show, and the Flower and Patio Show, or their successor events. There were to be no combustibles within 4 feet of any device. Commissioner Cloud made the second. It was voted upon and carried.

Regular Variances

Chairman Hannum called for any abstentions or variances to be called out of the block vote. Hearing none, Commissioner Brenner moved to approve all “A” and “B” variances. Commissioner Richard made the second. It was voted upon and carried.

The following variances were approved as submitted:

- (1) 13-04-1 1123 E. Buckingham East Street Windows, Bloomington
- (2) 13-04-2 3127 S. Westminster Way Windows, Bloomington
- (3) 13-04-3 Vance Building, Bloomington
- (4) 13-04-4 402 W. Wilson Street Windows, Bloomington
- (5) 13-04-6 Rockland Flooring, Monon
- (6) 13-04-7 2368 S. Henderson Street Windows, Bloomington
- (7) 13-04-8 531 E. Graham Place Windows, Bloomington
- (8) 13-04-10 OE Lakeside Day Care Center, Valparaiso
- (9) 13-04-11 Jasper Memorial Hospital and Healthcare Center Elevator Modernization, Jasper
- (10) 13-04-12 Indiana Tech Academic Center, Ft. Wayne
- (11) 13-04-16(b) YMCA Camp Carson New Cabin, Princeton
- (12) 13-04-19 Hoosier Energy Headquarters, Bloomington
- (13) 13-04-21 Crooked Stick Golf Club Storage Barn, Carmel
- (14) 13-04-22 Frontier Jr/Sr High School Concession/Restroom/Locker Building, Chalmers

- (15) 13-04-24 Pearings Frozen Yogurt, Indianapolis
- (16) 13-04-25 Castle High School, Newburgh
- (17) 13-04-26 Walker Career Center Race to the Top, Indianapolis
- (18) 13-04-27 Cathedral High School Loretto Hall Lower Level Renovation,
Indianapolis
- (19) 13-04-29 565 E. Graham Place Windows, Bloomington
- (20) 13-04-33(a)(b) Hawpatch School, LaGrange
- (21) 13-04-34 Mainstreet South Bend Skilled Nursing & Assisted Living Facility, South
Bend
- (22) 13-04-36(a)(b) Cummins Engine IOB Building A Renovation, Columbus
- (23) 13-04-37(a) Toyota Motor Manufacturing, Princeton
- (24) 13-04-39 Crown Rentals, Crown Point
- (25) 13-04-41 Plymouth High School, Plymouth
- (26) 13-04-44 Indiana University Global & International Studies Building, Bloomington
- (27) 13-04-46 Roehl Transport, Gary
- (28) 13-04-50 Kiddie Academy, Ft. Wayne

The following variances were heard separately:

- (29) 13-04-5 Richmond Police Department Elevator, Richmond

Fred Cook, Murphy Elevator Company, spoke as proponent. Also speaking was Lorand Magyan, Affordable Radon & Mold Solutions. The request was to allow piping within the existing elevator hoistway to vent radon gas from the lowest level of the building. When asked if another method could be used, Mr. Magyan explained that, due to existing conditions, no other method was available to them. He also noted that fire stopping, using listed material, would be used. Following discussion, Commissioner Hawkins moved to approve with the condition that non-combustible piping be used. Commissioner Hite made the second. It was voted upon and carried.

- (30) 13-04-9 920 Adams Street Sprinklers, Gary

No proponent was available to answer questions. Commissioner Mitchell moved to table, with the second by Commissioner Brenner. It was voted upon and carried.

- (31) 13-04-13 Johnson-Danielson Funeral Home Addition, Plymouth

David Kaiser, architect, appeared as proponent. The request was to omit a vestibule, required by code, from the new entrance addition. The addition's design had been started prior to the passing of the new Energy Code. Following discussion, it was determined that the addition was under the 3,000 square foot area which would not require the vestibule. Commissioner Hawkins then moved that no variance was required, with the second by Commissioner Cloud. It was voted upon and carried.

(32) 13-04-14 Masonic Lodge #404 Chair Lift, New Palestine

Jim Mack, Mack Architects, spoke as proponent. The request was to allow the installation of a chair lift from the first floor to the second, and another from the second floor to the third, to provide access to the upper floors for members who are unable to negotiate the stairs. There was no area to install an elevator in the existing building. The single stairway serving the building was 54" wide, and the folded chair would extend 15 $\frac{1}{8}$ " into the stairway. An exterior fire escape also served as a means of egress from the upper levels. The chair landings at the second and third level are to be arranged so as to not block stair access. Following discussion, Commissioner Brenner moved to approve with the condition that the fire escape be tested per and comply with IFC Sec. 1009.12. Commissioner Cloud made the second. It was voted upon and carried.

(33) 13-04-15 Indiana Regular Baptist Youth Camp Oak Cabin, Hillsboro

John Beight, Indiana Camps CEO, and Dave Julian, architect, spoke as proponents. The request was to omit the sprinkler system in the 900 square foot cabin with a walk-out basement. Each level would sleep seven, with two exits from each level, though the basement level exits were not remote. The facility was to be Type VB Construction, with interconnected smoke alarms. Dry hydrants were to be installed at the lake for use by the fire department as the facility had no access to a public water system. Following discussion, the proponent agreed to install $\frac{5}{8}$ " Type X drywall on the interior of the cabin. Discussion of a 13D system was also held. Commissioner Cloud moved to approve, with the condition that a 13D system be installed. Commissioner Hawkins made the second. It was voted upon and carried.

(34) 13-04-16(a) YMCA Camp Carson New Cabin, Princeton

Larry Donovan, architect, Mark Scoular and Derrick Stewart, YMCA, spoke as proponents. The request in (a) was to omit the sprinkler system. The facilities are intended for seasonal use, with no HVAC or heating provided. An 8 acre lake was located in the center of camp with access for fire department vehicles. Each cabin would be provided with a 4-A, 60-B:C ten pound multipurpose dry chemical fire extinguisher within 100 feet of kitchen, furnace room and sleeping facilities per Indiana Youth Camp requirements. Water and sewer are provided by Princeton, but they state they cannot supply volume or pressure to support a sprinkler system. A smoke detection system would be provided, and travel distance to an exit would not exceed 20 feet. Marc Reynolds, Fire and Building Code Enforcement, stated the local state inspector had voiced some concern about the buildings being close together. Following discussion, Commissioner Hawkins moved to table to allow the proponents to investigate a 13D system. Commissioner Cloud made the second. It was voted upon and carried.

- (35) 13-04-17 dathouse Community Center, Indianapolis

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. A building which had previously been used as a bar, was to now be used as a community center, changing occupancy from an A-2 to an A-3. The request was to omit the required code updates. The facility would now present a lesser life safety and property hazard than the previous use, and a third exit from the community center would be provided. The existing apartment on the second floor would not be a change of use, and, if rented in the future, would be interconnected with the smoke alarms. Following discussion, Commissioner Brenner moved to approve with the condition that the stair was to be 1-hour rated. Commissioner Cloud made the second. It was voted upon and carried.

- (36) 13-04-18 Indiana University Gatch Clinical Building, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. The request was to allow the renovated second floor egress corridor walls and doors to not be fire-rated for a structure which is not fully sprinklered. The first, second, third, fourth and sixth floors are fully sprinklered. The basement is 5% sprinklered, the fifth is 40% sprinklered, and the penthouse is 75% sprinklered. As per the university's policy, areas are sprinklered as they are renovated, with the buildings to eventually be fully sprinklered. Following discussion, Commissioner Cloud moved to approve, with the second by Commissioner Mitchell. It was voted upon and carried.

- (37) 13-04-20 Abbey Court Clubhouse, Evansville

Ed Rensink, RTM Consultants, spoke as proponent. The building, constructed in 1972, had the exterior stairway serving the second floor removed at one point to allow construction of a pool. The second floor was then abandoned. The request was to allow the new stair to be constructed with a 45% of the overall floor diagonal in lieu of the 50% required by code. A system of interconnected smoke detectors will be provided between the first and second floors. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Brenner. It was voted upon and carried.

- (38) 13-04-23 Blend Bar and Cigar, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. The request was to allow only the tenant space to be evaluated per Chapter 34 instead of the entire building, as would have been allowed under the unamended 2006 Model Building Code. The space was located in Building A of Clearwater Shoppes, separated from the remainder of the building with a 2-hour area separation wall. A fire alarm and smoke detection system was to be added to the tenant space, and travel distance would be 75 feet, with code permitting up to 200 feet. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Richard. It was voted upon and carried.

- (39) 13-04-16(a) YMCA Camp Carson New Cabin, Princeton

The proponents for the variance returned and requested they be allowed to install a 13D system. Commissioner Hawkins and Cloud moved to rescind their motion to table. Commissioner Hawkins then moved to grant the variance, with the condition they install the 13D system. Commissioner Brenner made the second. It was voted upon and carried.

Breaking and reconvening. Chairman Hannum recessed the Commission at 10:30 a.m. It was called back to order at 10:45 a.m.

- (40) 13-04-28 514 West Kirkwood, Bloomington

Ed Rensink, RTM Consultants, spoke as proponent. The existing building had been changed from two apartments, to a second floor apartment and first floor real estate office. The owner now wishes to change the first floor back to an apartment, the second floor apartment having been unchanged. The application had been amended to request a variance to Table 3410.7 following a review of footnote “a”, requiring additional points to pass the Chapter 34 review due to a 72’ travel distance from the second floor apartment instead of the 50 feet allowed by code for a single exit. Smoke detectors would be added in each apartment, with fire alarm and heat detection systems in each unit. Travel distance is met from the first floor apartment. Commissioner Hawkins moved to approve with the condition that hardwired single station smoke detectors were installed in each unit, and multi-station heat detectors were installed and connected to the fire alarm system. Commissioner Cloud made the second. It was voted upon and carried.

- (41) 13-04-30(a)(b) Nativity Catholic Church Parish Center, Indianapolis

Ed Rensink, RTM Consultants, spoke as proponent. The existing church was to have a new Parish Center constructed nearby, to be used as a meeting space, religious education classrooms and administrative offices. A warming kitchen was also to be included. The request in (a) was to omit the code-required fire hydrant which was to be within 400 feet of the structure. The nearest public water supply which could support a hydrant was almost 2,000 feet away. The building would be an A-3 occupancy, with Type VA Construction. Corridor smoke detection and a fire alarm system would be provided. Additional detectors would be provided in the mechanical and storage room, with a heat detector in the kitchen area. Variance (b) was a request to post the occupant load of the building at 296, determined by the architect using 15 square feet per person for tables and chairs. T. J. Burns, Indianapolis Fire Department, addressed the Commission. He noted they had no objections to the variances, stating they would use tankers for any fire response, and that their seating set-up would be the same each time. Following discussion, Commissioner Hawkins moved to approve both variances with the condition

that the maximum occupant load be fixed at 296. Commissioner Mitchell made the second. It was voted upon and carried.

- (42) 13-04-31(a)(b) Trinity Wesleyan Church Café and Great Room Modifications, Indianapolis

Bruce Bellens, church member and professional engineer, spoke as proponent. Variance (a) was a request to move the existing fire barrier to another location around the café so that the coffee area would be open to the foyer. Don Graber, Fishers Fire Department, noted they had no objection to the variance. Following discussion, Commissioner Brenner moved to approve, with the second by Commissioner Richard. It was voted upon and carried. Variance (b), as submitted, was not an issue over which the Commission had jurisdiction. As submitted, it was a request to not comply with Federal ADA regulations. When the proponent amended the application to seek a variance to state accessibility regulations concerning doors encroaching on the clear area of a landing, a discussion was held. Following the discussion, Commissioner Brenner moved to approve with the condition that the door at the top of the stairs was to be five feet back from the top of the stairs. Commissioner Hawkins made the second. It was voted upon and carried.

- (43) 13-04-32(a)(b) 80/20 Inc. Headquarters Addition, Columbia City

Ed Rensink, RTM Consultants, spoke as proponent. Variance (a) was to allow a sprinklered, three-story addition to be added to an existing, sprinklered, unlimited area, two-story building. Code limits unlimited area buildings to no more than two stories in height. The owner had stated that if they outgrow this facility, they would move. Following discussion, Commissioner Hawkins moved to approve with the condition that no further area increases on any floor would be allowed. Commissioner Richard made the second. It was voted upon and carried. Variance (b) was a request to allow one of the two stairs to remain unenclosed. The stair would be protected with a sprinkler curtain at the floor opening on the second floor, and a 1-hour fire barrier and sprinkler bulkhead at the first floor. Following discussion, Commissioner Brenner moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried.

- (44) 13-04-35 Neighborhood Health Clinics Parking Garage, Ft. Wayne

Jason Farkas, Schindler Elevators, spoke as proponent. The request was to allow the use of six 2.5 mm steel cable, in lieu of a code-compliant 9.5 mm suspension cable. He noted that field monitoring information would be supplied to staff, and that training would be provided to the Elevator Safety Division on the inspection of the new cables. Following discussion, Commissioner Hawkins moved to approve with the condition the field monitoring information would be supplied. Commissioner Cloud made the second. It was voted upon and carried.

(45) 13-04-36(c)(d) Cummins IOB Building A Renovation, Columbus

Doug Trent, RTM Consultants, spoke as proponent. A former bank was being renovated to provide office and support space for Cummins. The request in variance (c) was to allow Building A to be occupied before the water supply for the sprinkler system was installed. The water supply was tied to the riser in Building C, scheduled to be renovated within one year. Following discussion, Commissioner Brenner moved to approve, with the condition that the variance was valid until April 2, 2014. Commissioner Hawkins made the second. It was voted upon and carried. The open stair was considered a historically significant feature of the building, and variance (d) was to omit the sprinklers and piping beneath that stair. Close spaced sprinklers, placed at 6' centers, were to be placed around the stair. Following discussion, Commissioner Cloud moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried.

(46) 13-04-37(b) Toyota Motor Manufacturing, Princeton

Dennis Bradshaw, FP&C Consultants, spoke as proponent. The unlimited area building had been protected with an extra hazard sprinkler system when built. Partitions had been constructed of combustible materials to create shop offices, training centers, break areas and support areas scattered throughout the production area. These areas were considered temporary in that when the production configuration of the plant changed, they would be removed or relocated. The request was to allow these partitions to remain in lieu of replacing them with non-combustible materials. Following discussion, Commissioner Brenner moved to table so the proponent could bring plans showing the location of and replacement schedule for these walls, and a timetable showing when they would all be removed. Commissioner Richard made the second. It was voted upon and carried.

(47) 13-04-38 William Penn Commons Senior Housing, Indianapolis

Doug Trent, RTM Consultants, spoke as proponent. The request was to remove the sprinklers from the elevator hoistway and machine room in lieu of installing a shunt trip. The elevator had been installed in 1996, but hoistway construction cannot be verified as two-hour construction. The wall assembly utilized metal studs in lieu of C-H channels to which the liner board was attached. The machine room door and frame would be replaced with 90-minute, labeled assemblies. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

(48) 13-04-40 Snider High School Renovation, Ft. Wayne

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. A temporary pedestrian walkway connecting modular classrooms to the main building was to be built of non-compliant materials. The walkway was to be used for two and a half years, when it would

be removed. The walkway would comply with code where it connected with the main building, using two-hour fire-resistive construction. Jim Maura, Ft. Wayne Fire Department, noted that the modular units would have rear exits as well as the exits from the corridor. Following discussion, Commissioner Hawkins moved to approve with the condition that the corridor was to be removed at the start of the 2015-2016 school year. Commissioner Brenner made the second. It was voted upon and carried.

Breaking and reconvening Chairman Hannum recessed the Commission for lunch break at twelve noon. It was called back to order at 1:00 p.m.

(49) 13-04-42 University of St. Francis Endzone Building, Ft. Wayne

Doug Trent, RTM Consultants, spoke as proponent. An area used by St. Francis fans for alumni tents during the 5 or 6 home football games per year was to have a permanent structure erected on it, with the viewing area moved to the roof of the structure. The lower level was to house locker rooms for the teams and a weight room. The request was to not comply with the required number of plumbing fixtures. The university was to provide portable toilets for game days. Following discussion, the proponent requested the variance be tabled so he could discuss alternative restroom arrangements with the owners. Commissioner Hawkins moved to table, with the second by Commissioner Richard. It was voted upon and carried.

(50) 13-04-43 North Park Nursing Center Memory Care Unit Doors, Evansville

Judith Carter, Director of Nursing, appeared as proponent. The request was to allow the exit doors from the Memory Care Unit to be painted with a mural to serve as a diversion and to change behaviors which would lead to the residents exiting the area unescorted. The doors still have exit signage, panic hardware, and punch key pads to open the doors. The unit has nursing staff 24 hours per day, 7 days per week. Following discussion, Commissioner Brenner moved to approve, with the condition that the locks must release upon activation of sprinklers, fire alarms or upon loss of power. Commissioner Hawkins made the second. It was voted upon and carried.

(51) 13-04-45 The Warehouse by The Family Center, Bloomington

Ed Rensink, RTM Consultants, spoke as proponent. The request was to extend the previously granted variance, 13-01-54, which expired at the end of March, 2013, to allow time for fundraising so that the facility could be completed. They would reduce the occupant load to 600 to reduce the required number of exits and fixtures, and a firewatch would be in place for events of 300 or more youth. Jim Gerstbauer, Monroe County Building Department, addressed the Commission. He noted they support the requested extension. Dean Illingworth, Building Code Compliance Officer, also supported the

request, suggesting one year. Following discussion, Commissioner Hawkins moved to grant the extension until April 2, 2014, with the condition that there be no personnel access to the warehouse space, and access be limited to one overhead door for moving equipment, which was to be kept padlocked. The gypsum board on the warehouse side of the wall between the occupied space and the warehouse was to be completely taped. Commissioner Cloud made the second. It was voted upon and carried.

(52) 13-04-47 The Legends Golf Club Assembly Building, Franklin

Ed Rensink, RTM Consultants, spoke as proponent. Tad Lupton, Beyond Architecture, also addressed the Commission. The request was to omit sprinklers in the proposed 4,800 square foot assembly building. The building would be used for lunches and banquet dinners from May through September, currently held in temporary tent structures. The average attendance is 90 persons, with a calculated occupant load of 257. The building would have a monitored fire alarm and smoke detection system. It would have 4 exits directly to the exterior, and no kitchen will be provided. Travel distance would be 50 feet. The nearest building would be over 60 feet away. Following discussion, Commissioner Brenner moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

(53) 13-04-48(a)(b)(c) Deam Lake SRA Campground Cabins, Borden

(54) 13-04-49(a)(b)(c) Starve Hollow SRA Campground Cabins, Vallonia

Dale Gick, Department of Natural Resources, spoke as proponent. The Department of Natural Resources, in conjunction with the Department of Corrections, had constructed cabins without a design release. Designed for 4 occupants, the primitive camping cabins were without indoor plumbing, heat or cooling. Electricity was provided for ceiling fans and hardwired smoke alarms. Variance (c) was a request to not comply with egress window requirements. Commissioner Cloud moved to deny, with the second by Commissioner Brenner. It was voted upon and carried. A lengthy discussion was held concerning variance (a) which was a request to omit the sprinkler system, and variance (b) which was a request to not comply with the Energy Code. Commissioner Hawkins moved to table both (a) and (b) to allow the proponent time to gather requested information. Commissioner Cloud made the second. It was voted upon and carried.

(55) 13-04-52(a)(b)(c)(d)(e) LEP Special Fasteners, Frankfort

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. He noted that the local fire official had withdrawn his earlier objections to the variances. Variance (a) was a request to allow the amount of Class IIIA combustible liquids, which exceed the amount allowed by code, to be treated as following the allowances for exempt amounts. The building was sprinklered, and the addition was to be sprinklered as well. The 700 gallon open plating operation, used in the production process to make bolts, has a foam fire

suppression system over the equipment. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Brenner. It was voted upon and carried. Variance (b) was a request to treat the 1,870 gallons of corrosives used in an open process as following the allowances for exempt amounts. The building was sprinklered, and the acids used in waste treatment were to have a diked area to contain spills. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Brenner. It was voted upon and carried. Variance (c) was a request to omit the smoke and heat vents. The sprinklered building had a ventilation system to assist in smoke removal after the event. Following discussion, Commissioner Brenner moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried. Variance (d) was to allow a non-compliant exit travel distance in the expanded factory. The average roof height in the sprinklered building was 36 feet, and special hazards in the building were protected. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Cloud. It was voted upon and carried. Variance (e) was to allow a non-compliant travel distance to restrooms. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

(56) 13-04-53(a)(b)(c)(d) Municipal Gardens Park Splash Pad, Indianapolis

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. Variance (a) was a request to omit the required filtration and recirculation system. The system is designed to discharge directly to a sewer and not recycle the water. Following discussion, Commissioner Hite moved to approve, with the second by Commissioner Brenner. It was voted upon and carried. Variance (b) was a request to omit the required first aid kit. Tyrone Garrison, Shiel Sexton, advised the Commission that the splash pad was not supervised by park personnel. Following discussion, Commissioner Hite moved to approve, with the second by Commissioner Cloud. It was voted upon and carried. Variance (c) was a request to omit the rinse-off shower. Variance (d) was a request to omit the 6' fencing. The proponent noted this is a 0 depth pool. Following discussion, Commissioner Hite moved to approve both (c) and (d), with the second by Commissioner Hawkins. It was voted upon and carried.

(57) 13-04-54 Greenville Technology Inc. Paint Room Addition, Anderson

Ed Rensink, RTM Consultants, spoke as proponent. The request was to be allowed to omit the stand-by generator, and to connect to the redundant electrical supply of 3 substations with automatic time delayed transfer switches already on site. Following discussion, Commissioner Brenner moved to approve, with the second by Commissioner Hawkins. It was voted upon and carried.

(58) 13-04-55(a)(b) Trine University T. Furth Performing Arts Center, Angola

Ed Rensink, RTM Consultants, spoke as proponent. An existing church was being converted to serve as a theater for the performing arts. The addition would serve the first floor backstage, basement storage, and second floor balcony seating area. The request in variance (a) was to allow existing means of egress, not in compliance with current code, to serve the balcony and basement of the addition. This is permitted by code in a change of occupancy, but not for an addition. The building was to be sprinklered per NFPA 13, and the northeast stair would be blocked off. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Cloud. It was voted upon and carried. Variance (b) was to allow the southeast stairs to be protected with an 18" draft curtain and close-spaced sprinklers instead of enclosing it as required by code. Following discussion, Commissioner Hawkins moved to approve, with the second by Commissioner Cloud. It was voted upon and carried.

(59) 13-04-56 Mendards Home Improvement Store Moving Walk, Schererville

Ed Rensink, RTM Consultants, spoke as proponent. The State Elevator and Amusement inspectors had cited the moving sidewalk, stating they were to be used by passengers only. The A17.1 Standard Committee had issued an interpretation disallowing the use of carts on moving walks. Commissioner Corey had stated he disagreed with the interpretation. Special shopping carts had been designed for use with these moving walks with a special wheel assembly which, when tripped by the walk, would prevent the carts from rolling backwards. The assembly is released when it is no longer on the moving walk. The request was to allow the use of these walkways with the specialized carts. A discussion, including the current use of moving walkways in airports and other facilities by the general public, was held. Commissioner Hawkins moved to approve, with the second by Commissioner Brenner. It was voted upon and carried. Commissioner Hite abstained.

6. Approval of variance to Marion County Code

Monon Place Phase II
1111 E. 61st Street
Indianapolis, IN 46220

Commissioner Brenner moved to approve the variance, with the second by Commissioner Mitchell. It was voted upon and carried.

7. Discussion and possible Commission action

Care Animal Hospital
Administrative Cause No. 12-20
Order – Local fire official
Nonfinal Order of Dismissal

8250 Woodfield Crossing Blvd.
Administrative Cause No. 12-08
Order – Div. of Elevator Safety
Nonfinal Order of Dismissal

Holiday Roller Rink
Administrative Cause No. 12-39
Order – Fire and Building Code Enforcement
Nonfinal Order of Dismissal

St. Joseph High School
Administrative Order No. 12-09
Denial of Variance
Nonfinal Order of Dismissal

Fertilizer Storage and Blending Building
Administrative Cause No. 12-32
Denial of CDR
Nonfinal Order of Dismissal

Tempo Properties Inc.
Administrative Cause No. 12-33
Duplicate Variance Fee
Nonfinal Order of Dismissal

Federal Express Primary Sort Building
Administrative Cause No. 12-34
Order – Div. of Elevator Safety
Nonfinal Order of Dismissal

Martin Super Markets Store 10
Administrative Cause No. 13-07
Condition of CDR
Nonfinal Order of Dismissal

YMCA of Vincennes
Administrative Cause No. 12-14
Order – Fire and Building Code Enforcement
Nonfinal Order of Dismissal

TMF Center, Inc.
Administrative Cause No. 13-02
Denial of CDR
Nonfinal Order of Dismissal

Udder Angels Childcare
Administrative Cause No. 13-06
Order – Fire and Building Code Enforcement
Nonfinal Order of Dismissal

Commissioner Brenner moved to affirm all Nonfinal Orders of Dismissal, with the second by Commissioner Hite. It was voted upon and carried.

Diamonds of Indiana
Administrative Cause No.12-36
Order – Fire and Building Code Enforcement
Notice of Nonfinal Order of Administrative Law Judge
Objection filed by Petitioner
Motion to extend briefing schedule

Commissioner Hawkins moved to remand Administrative Cause No. 12-36 to the Administrative Law Judge, with the second by Commissioner Brenner. It was voted upon and carried.

8. Discussion and Commission action on Petitions for Review

Spindler Law Renovations
Order – Fire and Building Code Enforcement

Commissioner Mitchell moved to grant, with the second by Commissioner Cloud. It was voted upon and carried

9. Mara Snyder, Director, Legal and Code Services, had distributed a copy of proposed Chase Amendments to the 2012 Indiana Plumbing Code, and proposed amendments to the Indiana Swimming Pool, Spa and Water Attraction Code. She asked the Commissioners to review what was being offered, and plan to discuss and vote on them at the May 8, 2013 meeting. She noted, also, that the May meeting would be held in the Indiana State Library located at 315 W. Ohio

Street, Room 211. The four draft rules were in the closing stages, with fiscal info being gathered. She was hoping to have them effective by next year.

10. Chairman Hannum called for any further business. Hearing none, he adjourned the meeting at 3:01p.m.

APPROVED _____
David Hannum, Chairman